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PATENT



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

**Applicant:** BROMBACH, Frank  
**Serial Number:** 10/070646  
**PCT Application Number:** PCT/DE00/03051  
**International Filing Date:** 05 September 2000  
**Title:** TAP INSERT  
**Attorney Docket Number:** 13016

**PETITION UNDER 37 CFR § 1.183**

Hon. Commissioner of  
Patents and Trademarks  
Alexandria, VA 22313

July 19, 2004

Sir:

Applicant timely filed a response to the November 19, 2004 Official Action. Accordingly, Applicant hereby Petitions that no Notice of Abandonment be issued.

On March 19, 2004, Applicant mailed a response to the office action dated November 19, 2003. On July 15, 2004, Applicant's attorney spoke with Examiner Hetenly of the USPTO. He indicated the file did not reflect that a response to the November 19, 2003 Official Action had been filed.

On March 19, 2004 Applicant filed a response to the November 19, 2003 Office Action that included a petition for a 1-month extension of time and the appropriate extension fee. A copy of that response accompanies this petition as Exhibit A. The response was received by the USPTO by March 23, 2004. A copy of the return postcard showing the USPTO stamp indicating receipt of these items on March 23, 2004 is also enclosed as Exhibit B.

Accompanying this petition is the fee of \$130.00 set forth in 37 CFR § 1.17 (h). Please charge any deficiency or credit over payment to Deposit Account Number 04-2219, referencing our docket number 12321.



**CONCLUSION**

Because the response to the official action was timely filed on March 13, 2004, the application should not become abandoned. Applicant hereby requests that the response be made part of the record file and requests further examination on the merits.

Respectfully submitted,

A handwritten signature in cursive script that reads "Catherine L. Gemrich". The signature is written in black ink and is positioned above a horizontal line.

Catherine L. Gemrich  
Attorney Registration 50473  
Attorney for Applicant

Orum & Roth  
53 West Jackson Boulevard  
Chicago, Illinois 60604-3606  
Telephone: 312.922.6262

**CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner of Patents and Trademarks, Alexandria, VA 22313, on July 19, 2004.

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Melissa Stieglitz



Serial No.: 10070646 Date Mailed: 3/19/04  
Inventor: Brömbach, Frank Attorney Docket: 13016  
Title: Tap insert

*This Card accompanies the following:*

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|---|-----------|-------------------------------------|
| Specification                                 | ( pages)  | <input type="checkbox"/>            |
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| Drawings                                      | ( sheets) | <input type="checkbox"/>            |
| Declaration of Inventorship/Power of Attorney |           | <input type="checkbox"/>            |
| Information Disclosure Statement              |           | <input type="checkbox"/>            |
| Preliminary Amendment                         |           | <input type="checkbox"/>            |
| Assignment                                    |           | <input type="checkbox"/>            |
| Convention Document                           |           | <input type="checkbox"/>            |
| Response to Official Action                   |           | <input type="checkbox"/>            |
| U.S. Maintenance Fee                          | \$        | <input type="checkbox"/>            |
| U.S. Issue Fee                                | \$        | <input type="checkbox"/>            |
| Government Fees                               | \$ 98     | <input checked="" type="checkbox"/> |
| Other:  |           | <input checked="" type="checkbox"/> |

F213 (Orum & Roth)

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| PATENT OFFICE: Please apply a receipt stamp here and mail to address on reverse side to acknowledge receipt of the attachments indicated to the left. |  |
| MAR 20 2004   |  |
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| PATENT OFFICE:  |  |
| Please stamp U.S. Serial No. <u>10070646</u>  |  |
| Application No. below:  |  |

Exhibit B